

AMENDED

Serial No. 49266

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 14 1985

Returned to applicant for correction SEP 09 1985

Corrected application filed NOV 6 1985 Map filed NOV 06 1985

The applicant Ted C. Frome & Doyle F. Child

Half Circle Ranch of Crescent Valley
Street and No. or P.O. Box No. City or TownNevada 89821 hereby make application for permission to change the
State and Zip Code No.point of diversion of a portion
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Permit No. 30782 (Certificate #9470)
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 2.5 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point NE 1/4 NE 1/4 Section 7, T 28 N, R 49 E, MDM, at a
Describe as being within a 40-acre subdivision of public survey and by course and
point from which the NE corner of said Section 7 bears N 45° 00' E 1,800 feet
distance to a section corner. If on unsurveyed land, it should be stated.6. The existing permitted point of diversion is located within SE 1/4 NW 1/4 Section 7, T 28 N, R 49 E,
If point of diversion is not changed, do not answer.
MDM, at a point from which the NW corner of said Section 7 bears N 40° 10' W
1,780 feet7. Proposed place of use SAME AS EXISTING
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use N 1/2 Section 7, T 28 N, R 49 E, MDM, totaling 308.5 acres
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled and cased well equipped with motor,
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pump, pipeline and irrigation system
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence to undersigned agent

By s/ Michael Buschelman
Michael Buschelman
421 Court
Elko, Nevada 89801

Compared js/se js/bc

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 30782, Certificate 9470 is issued subject to the terms and conditions imposed in said Permit 30782, Certificate 9470 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 49266 and 30782, Certificate 9470 shall not exceed 1234.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 2.5 cubic feet per second, but not to exceed 617.0 acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 21, 1987

Proof of completion of work shall be filed before May 21, 1987

Application of water to beneficial use shall be made on or before April 21, 1988

Proof of the application of water to beneficial use shall be filed on or before May 21, 1988

Map in support of proof of beneficial use shall be filed on or before May 21, 1988

Completion of work filed _____ IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____ my office, this 21st day of April,

Cultural map filed _____ A.D. 19 86

Certificate No. _____ Issued _____
 2407 (Rev. 6-81) Peter G. Morros State Engineer

WITHDRAWN BY APPLICANT JUN 06 1989

Peter G. Morros STATE ENGINEER W